



## Forum for Good Governance

Regd. No.653/2009

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(Retd. High Court Judge)

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L. No. FGG/GOV/REP/ 117 /2022

Hyderabad  
14<sup>th</sup> September, 2022

To  
H.E. the Governor  
Telangana State  
Hyderabad

Respected Madam,

**Sub :** Municipal Act – Amendments to Municipal Act passed by State Assembly – Amendments not in public interest - Objections from Forum for Good Governance – Reg.

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State Assembly passed 6 amendments to Municipal Act. Forum for Good Governance has some objections on the amendments.

### 1. Increase of nominated members :

There is a provision to appoint persons having special knowledge and experience in Municipal Administration as members. At present there are 5 nominated members in 150 members GHMC council. The criteria fixed for nomination as member is never followed and appointments were mostly on political grounds. Now with this amendment there will be 15 nominated members in GHMC and 10 members in other Corporations. As per sec. 8(A) of GHMC Act, Ward Committees to be constituted for each Ward consisting of members from Civil Societies, Resident Welfare Associations and Professional Institutions. Since last 3 years, Ward Committees are not formed in GHMC but at the same time strength of nominated members is proposed to be increased.

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We feel increasing the strength of nominated members is not going to help the working of Municipalities, further it will not serve any public interest. These nominated Corporators will have all the rights of a elected Corporator except right to vote. During last 3 years the work of existing nominated members is nil, then why increase their numbers

**2. Enhancing the period of passing of no confidence motion from 3 years to 4 years. :**

Section 37 of Telangana Municipalities Act prescribes a period of no confidence motion as 3 years, now it is increased to 4 years. Sec. 91-A of GHMC Act and sec.37 of Telangana Municipal Act prescribes that " A motion expressing want of confidence in Mayor / Dy. Mayor, Chairperson and Dy. Chairperson may be made by giving a written notice signed by not less than one half of the total number of members having right to vote". When the condition to move a no-confidence motion is so strong there is little chance for frivolous no confidence motions to destabilize the council. As a matter of fact there should not be any time limit for no confidence motion.

**3. Voting Rights to M.P.s (R.S) :**

74<sup>th</sup> amendment Act 1992 passed by Indian Parliament has elevated the status of municipal bodies from statutory to Constitutional and endowed them with enhanced powers and responsibilities. Now providing M.P.s (R.S) right to vote in election of Mayor and Dy. Mayor is unconstitutional and encroachment into the powers of local bodies.

Forum for Good Governance requests H.E. the Governor to kindly examine the objections raised by Forum for Good Governance before giving assent to the bill.

Yours Sincerely



**M. Padmanabha Reddy**

Secretary

Forum for Good Governance